IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

FRIDAY, THE 20TH JULY 2007 / 29TH ASHADHA 1929

WP(C).No. 29145 of 2004(T)

PETITIONER:

SIDDIQUE @ HARIS, AGED 32 YEARS,
S/O. MOIDEENKUNHU, PUTHIYAPURA, PALLIKANDI,
NAGARAM AMSOM AND DESOM, KOZHIKODE TALUK.

BY ADV. SRI.MANJERI SUNDERRAJ
SRI.B.PREMNATH (E)

RESPONDENTS:

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1. MUNEERA, AGED 27 YEARS,
D/O. KUNHALAN, K.P. HOUSE, OLAVANNA,NAGATHUMPADAM,
OLAVANNA AMSOM AND DESOM, KOZHIKODE TALUK.

2. STATION HOUSE OFFICER,
NALLALAM POLICE STATION, CRIME NO.96 OF 2003
DT. 26-02-2003, NALLALAM, MEECHANTHA, KOZHIKODE.

3. STATE OF KERALA, REP. BY
HOME SECRETARY, SECRETARIAT
THIRUVANANTHAPAURAM.

BY

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 20/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC NO.29145/2004

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: CERTIFIED COPY OF THE FIR NO.96/2003 OF NALLALAM POLICE STATION, KOZHIKODE WITH COPY OF COMPLAINT PENDING AS C C 680 OF 2003 BEFORE THE HONOURABLE JUDICIAL FIRST CLASS MAGISTRATE COURT V, KOZHIKODE.

EXT.P2: COPY OF THE FINAL REPORT IN CRIME NO.96/2003 OF NALLALAM POLICE STATION, KOZHIKODE.

/TRUE COPY/

P.A. TO JUDGE

PIUS C. KURIAKOSE, J.

W.P.(C) NO.29145 of 2004

Dated this the 20th day of July, 2007

JUDGMENT

This writ petition under Article 227 of the Constitution has been filed by one of the accused in C.C.No.680/2003 on the files of the Judicial First Class Magistrate Court, Kozhikode seeking to quash the proceedings in that case on various grounds. The Registrar (Judl.) has now reported that after taking steps under Sections 82 and 83 of Cr.P.C. the case is now transferred to the Long Pending Register on the basis that the accused is absconding.

Under the above circumstances, this writ petition will stand closed. It is open to the petitioner to move this court again as and when the trial of C.C.680/2003 is re-started.

PIUS C. KURIAKOSE,
JUDGE.

Dpk